IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

TRISTRATA TECHNOLOGY, INC.)	
Plaintiff,)	
V.)	C.A. No. 06-00651-JJF
ACTIVE ORGANICS INC.)	
BEAUTY NATURALLY INC. DERMADOCTOR.COM)	
ZIRH INTERNATIONAL CORP.)	
)	
Defendants)	

NOTICE OF DISMISSAL OF BEAUTY NATURALLY, INC.

Pursuant to Rule 41(a)(1)(i) of the Federal Rules of Civil Procedure, plaintiff, TriStrata Technology, Inc., through undersigned counsel, dismisses defendant Beauty Naturally, Inc.

CONNOLLY BOVE LODGE & HUTZ LLP

/s/ Arthur G. Connolly, III Arthur G. Connolly, III (#2667) 1007 N. Orange Street P.O. Box 2207 Wilmington, DE 19899 (302) 658-9141 Email: aconnollyIII@cblh.com Attorneys for Plaintiff

Tristrata Technology, Inc.

Dated: February 1, 2008

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on February 1, 2008, the foregoing document was served via

First-Class U.S. Mail and CM/ECF on the following counsel of record:

Louis C. Paul, Esq. Louis C. Paul & associates, PLLC 730 Fifth Avenue, 9 th Floor NewYork, NY 10019 Frederick Wong, President Beauty Naturally Inc. 850 Stanton Road Burlingame, CA 94011-4905 Mary B. Graham, Esq. MORRIS NICHOLS ARSHT & TUNNELL LLP Chase Manhattan Center 1201 North Market Street, P.O. Box 1347 Wilmington, DE 19899 Melanie K. Sharp, Esq. Young, Conaway, Stargatt & Taylor The Brandywine Building 1000 West Street, 17 th Floor P.O. Box 391		
730 Fifth Avenue, 9 th Floor NewYork, NY 10019 Frederick Wong, President Beauty Naturally Inc. 850 Stanton Road Burlingame, CA 94011-4905 Mary B. Graham, Esq. MORRIS NICHOLS ARSHT & TUNNELL LLP Chase Manhattan Center 1201 North Market Street, P.O. Box 1347 Wilmington, DE 19899 Melanie K. Sharp, Esq. Young, Conaway, Stargatt & Taylor The Brandywine Building 1000 West Street, 17 th Floor President Authorized A	Louis C. Paul, Esq.	
NewYork, NY 10019 Frederick Wong, President Beauty Naturally Inc. 850 Stanton Road Burlingame, CA 94011-4905 Mary B. Graham, Esq. MORRIS NICHOLS ARSHT & TUNNELL LLP Chase Manhattan Center 1201 North Market Street, P.O. Box 1347 Wilmington, DE 19899 Melanie K. Sharp, Esq. Young, Conaway, Stargatt & Taylor The Brandywine Building 1000 West Street, 17 th Floor Picker A. Leach, Esq. KIRKLAND & ELLIS LLP 200 East Randolph Chicago, IL 60601		
Frederick Wong, President Beauty Naturally Inc. 850 Stanton Road Burlingame, CA 94011-4905 Mary B. Graham, Esq. MORRIS NICHOLS ARSHT & TUNNELL LLP Chase Manhattan Center 1201 North Market Street, P.O. Box 1347 Wilmington, DE 19899 Melanie K. Sharp, Esq. Young, Conaway, Stargatt & Taylor The Brandywine Building 1000 West Street, 17 th Floor Floor Garret A. Leach, Esq. KIRKLAND & ELLIS LLP 200 East Randolph Chicago, IL 60601	730 Fifth Avenue, 9 th Floor	
Beauty Naturally Inc. 850 Stanton Road Burlingame, CA 94011-4905 Mary B. Graham, Esq. MORRIS NICHOLS ARSHT & TUNNELL LLP Chase Manhattan Center 1201 North Market Street, P.O. Box 1347 Wilmington, DE 19899 Melanie K. Sharp, Esq. Young, Conaway, Stargatt & Taylor The Brandywine Building 1000 West Street, 17 th Floor San Standolph Chicago, IL 60601	NewYork, NY 10019	
850 Stanton Road Burlingame, CA 94011-4905 Mary B. Graham, Esq. MORRIS NICHOLS ARSHT & TUNNELL LLP Chase Manhattan Center 1201 North Market Street, P.O. Box 1347 Wilmington, DE 19899 Melanie K. Sharp, Esq. Young, Conaway, Stargatt & Taylor The Brandywine Building 1000 West Street, 17 th Floor Squared A. Leach, Esq. KIRKLAND & ELLIS LLP 200 East Randolph Chicago, IL 60601	Frederick Wong, President	
Burlingame, CA 94011-4905 Mary B. Graham, Esq. MORRIS NICHOLS ARSHT & TUNNELL LLP Chase Manhattan Center 1201 North Market Street, P.O. Box 1347 Wilmington, DE 19899 Melanie K. Sharp, Esq. Young, Conaway, Stargatt & Taylor The Brandywine Building 1000 West Street, 17 th Floor Mary B. Graham, Esq. Garret A. Leach, Esq. KIRKLAND & ELLIS LLP 200 East Randolph Chicago, IL 60601	Beauty Naturally Inc.	
Mary B. Graham, Esq. MORRIS NICHOLS ARSHT & TUNNELL LLP Chase Manhattan Center 1201 North Market Street, P.O. Box 1347 Wilmington, DE 19899 Melanie K. Sharp, Esq. Young, Conaway, Stargatt & Taylor The Brandywine Building 1000 West Street, 17 th Floor Market Tunnell Garret A. Leach, Esq. KIRKLAND & ELLIS LLP 200 East Randolph Chicago, IL 60601	850 Stanton Road	
MORRIS NICHOLS ARSHT & TUNNELL LLP Chase Manhattan Center 1201 North Market Street, P.O. Box 1347 Wilmington, DE 19899 Melanie K. Sharp, Esq. Young, Conaway, Stargatt & Taylor The Brandywine Building 1000 West Street, 17 th Floor Garret A. Leach, Esq. KIRKLAND & ELLIS LLP 200 East Randolph Chicago, IL 60601	Burlingame, CA 94011-4905	
LLP Chase Manhattan Center 1201 North Market Street, P.O. Box 1347 Wilmington, DE 19899 Melanie K. Sharp, Esq. Young, Conaway, Stargatt & Taylor The Brandywine Building 1000 West Street, 17 th Floor Garret A. Leach, Esq. KIRKLAND & ELLIS LLP 200 East Randolph Chicago, IL 60601	Mary B. Graham, Esq.	
Chase Manhattan Center 1201 North Market Street, P.O. Box 1347 Wilmington, DE 19899 Melanie K. Sharp, Esq. Young, Conaway, Stargatt & Taylor The Brandywine Building 1000 West Street, 17 th Floor Garret A. Leach, Esq. KIRKLAND & ELLIS LLP 200 East Randolph Chicago, IL 60601	MORRIS NICHOLS ARSHT & TUNNELL	
1201 North Market Street, P.O. Box 1347 Wilmington, DE 19899 Melanie K. Sharp, Esq. Young, Conaway, Stargatt & Taylor The Brandywine Building 1000 West Street, 17 th Floor Garret A. Leach, Esq. KIRKLAND & ELLIS LLP 200 East Randolph Chicago, IL 60601	LLP	
P.O. Box 1347 Wilmington, DE 19899 Melanie K. Sharp, Esq. Young, Conaway, Stargatt & Taylor The Brandywine Building 1000 West Street, 17 th Floor Garret A. Leach, Esq. KIRKLAND & ELLIS LLP 200 East Randolph Chicago, IL 60601	Chase Manhattan Center	
Wilmington, DE 19899 Melanie K. Sharp, Esq. Young, Conaway, Stargatt & Taylor The Brandywine Building 1000 West Street, 17 th Floor Garret A. Leach, Esq. KIRKLAND & ELLIS LLP 200 East Randolph Chicago, IL 60601	1201 North Market Street,	
Melanie K. Sharp, Esq. Young, Conaway, Stargatt & Taylor The Brandywine Building 1000 West Street, 17 th Floor Garret A. Leach, Esq. KIRKLAND & ELLIS LLP 200 East Randolph Chicago, IL 60601	P.O. Box 1347	
Young, Conaway, Stargatt & Taylor The Brandywine Building 1000 West Street, 17 th Floor KIRKLAND & ELLIS LLP 200 East Randolph Chicago, IL 60601	Wilmington, DE 19899	
The Brandywine Building 200 East Randolph 1000 West Street, 17 th Floor Chicago, IL 60601	Melanie K. Sharp, Esq.	Garret A. Leach, Esq.
1000 West Street, 17 th Floor Chicago, IL 60601	Young, Conaway, Stargatt & Taylor	KIRKLAND & ELLIS LLP
,	The Brandywine Building	200 East Randolph
P.O. Box 391	1000 West Street, 17 th Floor	Chicago, IL 60601
1.0.20.071	P.O. Box 391	
Wilmington, DE 19899	Wilmington, DE 19899	

/s/Arthur G. Connolly, III
Arthur G. Connolly, III (#2667)

#577093_1